

1-50% by weight; disodium EDTA in an amount of 0.05-0.3% by weight; sodium polyacrylate in an amount of 0.1-1.5% by weight; stearic acid in an amount of 3.0-8.0% by weight; glyceryl stearate in an amount of 2.0-10.0% by weight; soybean sterol in an amount of 1.0-4.0% by weight; shea butter in an amount of 0.5-10% by weight; sunflower oil in an amount of 2.0-15% by weight; butylated hydroxytoluene in an amount of 0.05-0.5% by weight; and triethanolamine in an amount of 0.25-2.5% by weight, wherein weight percentages of all ingredients total to 100 weight percent,"

as broadly recited in claim 54. Such composition is not disclosed in the cited references of Durr, et al. in view of Gallina in view of Glassman in view of Guthauser in view of Huard, in view of Znalden, et al. in view of Wikipedia in view of Garrison, et al. in view of Hill, et al. in view of McNulty, et al. in view of Barker, nor does such composition of claim 54 have any logical derivative basis in these 11 hypothetically combined references, since such references do not lead to the provision of only the specified ingredients in the specified amounts that enable the composition of the claimed invention to be dermatologically beneficial in its own right, as well as being a superior base for therapeutic agents that are combined with it.

Inasmuch as claim 54 has been amended herein to set forth the specific concentration ranges of the ingredients that enable such characteristics to be achieved, consistent with the examiner's statement at page 21 of the Office Action that "amending claim 54 to include specific amounts (or ranges) of each ingredient may be allowable," claim 54 is now submitted to be fully patentably demarcated over the art, and in form and condition for allowance.

Correspondingly, since the limitations of claim 54 are required by claims 55, 59-60 and 63-64 dependent thereunder, and are correspondingly recited in claim 65, all of such claims 55, 59-60 and 63-65 are likewise patentable over the art, and in form and condition for allowance.

Withdrawal of all rejections is therefore requested.

### **CONCLUSION**

Based on the foregoing, all of Applicants' pending claims 54, 55, 59, 60 and 63-65 are patentably distinguished over the art, and in form and condition for allowance. The examiner is requested

to favorably consider the foregoing, and to responsively issue a Notice of Allowance. If any issues require further resolution, the examiner is requested to contact the undersigned attorney at (919) 419-9350 to discuss same, so that the application can be passed to issue at an early date.

Respectfully submitted,  
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